

**STATEMENT OF PROCEEDINGS FOR THE SPECIAL MEETING OF THE
CITY OF MONTEBELLO OVERSIGHT BOARD**

**CITY OF MONTEBELLO
CITY COUNCIL CHAMBERS
1600 WEST BEVERLY BOULEVARD
MONTEBELLO, CALIFORNIA 90640**

Thursday, February 21, 2013

8:15 a.m.

AUDIO LINK FOR THE ENTIRE MEETING (13-1075)

Attachments: [Audio](#)

I. CALL TO ORDER

Chair Bruckner called the meeting to order at 8:18 a.m.

II. ROLL CALL

Ivonne Evelyn Umana, Oversight Board Staff, called the roll:

Present: Board Members Edgar Cisneros, Megan Moret, Cheryl A. Plotkin,
Vice Chair Ernesto Hidalgo and Chair Richard Bruckner

Vacancies: City - Mayor and Community College Appointees

III. CLOSED SESSION

1. Oversight Board Counsel shall provide a briefing on the items listed for Closed Session as follows:

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Subdivision (a), of Government Code Section 54956.9)

**Sevacherian, et al. v. Community Redevelopment Agency of the City of
Montebello, Los Angeles County Superior Court Case No. BC437787) (12-2793)**

Mark Huebsch, Oversight Board Legal Counsel, informed the Oversight Board that a resolution was prepared to ratify the approval of the settlement agreement of the aforementioned case on the terms set forth in the Settlement Agreement dated February 8, 2013 (Settlement Agreement); and authorized and directed the Successor Agency staff, on behalf of the

Oversight Board, to provide written notice to the Department of Finance of the Oversight Board's approval of the Settlement Agreement in the manner required by Health and Safety Code Section 34179(h).

Christopher Cardinale, Successor Agency Legal Counsel, informed the Oversight Board that at the last Successor Agency's meeting, the settlement agreement in discussion was approved.

On motion of Board Member Moret, seconded by Board Member Plotkin, duly carried by the following vote, the Oversight Board approved A Resolution of the City of Montebello Oversight Board Ratifying the Approval and Executive of A Settlement Agreement:

Ayes: 5 - Board Members Cisneros, Moret, Plotkin,
Vice Chair Hidalgo and Chair Bruckner

Vacancies: 2 - City - Mayor and Community College Appointees

Attachments: [Resolution](#)
[Draft Settlement Agreement](#)

IV. STAFF COMMUNICATIONS

This time is set aside for Successor Agency staff to update the Board on important items initiated by staff or previously requested by the Oversight Board.

Michael Huntley, Director of Planning and Community Development, apprised the Oversight Board that **Board Member Dolores Gonzalez-Hayes** resigned on February 15, 2013, and a new appointee will be designated by the Mayor from the City of Montebello that formed the Redevelopment Agency.

Mr. Huntley further advised the Oversight Board that at the scheduled meeting of March 6, 2013, the Successor Agency will present a general overview of the current property assets in anticipation of preparing the Long-Range Property Management Plan.

By Common Consent, there being no objection (City and Community College Appointee being vacant), the Oversight Board accepted Mr. Huntley's report.

V. ADMINISTRATIVE MATTERS

2. Recommendation: Approve the minutes for January 7, 2013. (Continued from the meeting of 02-06-13) (13-0553)

On motion of Board Member Plotkin, seconded by Board Member Moret, duly carried by the following vote, the Oversight Board approved the January 7, 2013 minutes:

Ayes: 5 - Board Members Cisneros, Moret, Plotkin,
Vice Chair Hidalgo and Chair Bruckner

Vacancies: 2 - City - Mayor and College Community Appointees

Attachments: [January 7, 2013 Minutes](#)

3. Recommendation: Approve the minutes for February 6, 2013. (13-0839)

On motion of Board Member Plotkin, seconded by Board Member Moret, duly carried by the following vote, the Oversight Board approved the February 6, 2013 minutes:

Ayes: 5 - Board Members Cisneros, Moret, Plotkin,
Vice Chair Hidalgo and Chair Bruckner

Vacancies: 2 - City - Mayor and College Community Appointees

Attachments: [February 6, 2013 Minutes](#)

VI. RECOMMENDATIONS

4. Recommendation: Review and approve a resolution adopting the Recognized Obligation Payment Schedule 13-14 A (July 1, 2013 through December 31, 2013). (13-0840)

Michael Huntley, Director of Planning and Community Development, provided a staff report and informed the Oversight Board that the Recognized Obligation Payment Schedule (ROPS) form has been pre-populated by the Department of Finance (DOF) with the obligations reported in the ROPS for the period of January 1, 2013 through June 30, 2013; and does not allow for any changes to be made to disallowed items to preserve the line item number assigned to the obligation. Mr. Huntley also informed that slight changes were made to ROPS 13-14 A: Line Item No. 27 - Litigation Settlement, is no longer "pending," but the agreement was executed on February 21, 2013 and under the description of the same

Line Item now reads "Settlement of lawsuit against former Redevelopment Agency".

Chair Bruckner requested clarification on Line Item No. 14 – Reimbursement Agreement Between City & Successor Agency pursuant to 2000 Certificates of Participation, where the DOF had disallowed this line item in prior ROPS. Christopher Cardinale, Successor Agency Legal Counsel, informed the Oversight Board that there has been discussion with the DOF pertaining to the 2000 Certificates of Participation, and it has been approved to place on the ROPS. Mr. Cardinale reiterated that the ROPS form has been pre-populated by the DOF, and if an obligation had been denied in ROPS 3, the DOF color coded a pale red, and the cells have been locked for inputting. The DOF did not lock this Line Item on the ROPS; and therefore, it is before the Oversight Board for approval.

Board Member Moret inquired whether the total amount for Line Item Nos. 11 through 13 had increased from the previous ROPS. Francesca Tucker-Schuyler, City Manager, explained that the total outstanding amount for Line Item Nos. 11 through 13 had not changed; however, pursuant to the payment schedule for these bonds, the amounts will fluctuate to either reflect increase or decrease.

On motion of Board Member Plotkin, seconded by Board Member Moret, duly carried by the following vote, the Oversight Board adopted A Resolution of the Montebello Oversight Board Approving the Recognized Obligation Payment Schedule for the period from July 1, 2013 to December 31, 2013:

Ayes: 5 - Board Members Cisneros, Moret, Plotkin,
Vice Chair Hidalgo and Chair Bruckner

Vacancies: 2 - City - Mayor and Community College Appointees

Attachments: [Staff Report](#)
[Administrative Budget July 2013 - December 2013](#)
[Resolution](#)

VII. MISCELLANEOUS

6. Matters not on the posted agenda (to be presented and placed on the agenda of a future meeting). (13-0842)

There were none.

7. Public Comment. (13-0843)

Anna Arriola, member of the public, addressed the Oversight Board, and referenced the Successor Agency's Agenda of Wednesday, February 13, 2013 concerning property taxes, and questioned the payment of debts and bond debts.

In response to Ms. Arriola's comments, Michael Huntley, Director of Planning and Community Development, explained that the property taxes formerly allocated to the Redevelopment Agency will now be remitted to the County of Los Angeles for redistribution. Mr. Huntley explained that the payment schedules brought before the Oversight Board identify all debts and includes a schedule clarifying payment dates and amounts.

Francesca Tucker-Schuyler, City Manager, also informed that the existing bonds would be evaluated to determine whether refinancing of existing bonds will be advantageous due to current low interest rates.

8. Adjournment. (13-0844)

The meeting adjourned at 8:47 a.m. The next scheduled regular meeting is to be held March 6, 2013 at 8:15 a.m.